

# Memorandum



**Date:** May 6, 2014

**To:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor

Agenda Item No. 3(B)(8)

**Subject:** Resolution Authorizing the Execution of a Supplemental Joint Participation Agreement with the Florida Department of Transportation to Provide Additional State Funding in the Amount of \$850,000.00 from its Commuter Assistance Program for the Continued Operation of the Dade-Monroe Express Transit Service

## **RECOMMENDATION**

It is recommended that the Board of County Commissioners (Board) authorize the execution of a Supplemental Joint Participation Agreement (Agreement) in substantially the form attached hereto, with the Florida Department of Transportation (FDOT) to provide additional State funding for Fiscal Year (FY) 2014 in the amount of \$850,000.00 for the continued operation of the Dade-Monroe Express Transit Service.

It is further recommended that the Board authorize the receipt and expenditure of funds as specified in the Agreement. An equal match of \$850,000.00 will be provided through Miami-Dade Transit's (MDT) Operating funds for a total Agreement amount of \$1,700,000.00.

## **SCOPE**

While this route runs through County Commission Districts 8 (Bell) and 9 (Moss), the impact of the project benefits the riding public and is therefore, countywide.

## **FISCAL IMPACT/FUNDING SOURCE**

The total State funding provided by this Agreement is \$850,000.00. The required local match of \$850,000.00 will be provided through MDT's Operating funds (Operating expenditure index code MT710800) as programmed in the adopted Fiscal Year (FY) 2013-2014 MDT operating budget.

The current annual operating cost for this route is approximately \$2,000,000. The difference between the operating cost for this route and the amount received from the State will be funded through the Department's annual operating budget.

## **TRACK RECORD/MONITOR**

MDT has entered into numerous funding agreements with FDOT over the course of more than twenty-six years. The Project Manager for this agreement is Ed Carson, Grants Resource Manager, MDT Financial Services.

## **BACKGROUND**


In 1989, FDOT began funding the State Commuter Assistance Program to encourage individuals to utilize modes of transportation such as transit, commuter rail, carpools and vanpools to increase vehicle occupancy. The Commuter Assistance Program funds ridesharing and vanpooling efforts in Miami Dade County. Since 2005, FDOT has provided Commuter Assistance Program funding for the Dade-Monroe Express Bus service in support of the welfare-to-work program. This route serves as an alternative transportation mode for Miami-Dade County residents working in Monroe County, thereby reducing single occupant vehicle use and increasing travel options for economically disadvantaged residents lacking automobiles.

On March 3, 2011, the Board approved Resolution R-180-11, authorizing the execution of a Joint Participation Agreement providing \$250,000.00 in Commuter Assistance Program funding assistance for the operation of the Dade-Monroe Express Transit service. Subsequently, the Board approved Resolutions R-466-12 (June 5, 2012) and R-396-13 (May 21, 2013), which provided \$850,000.00 each in state funding for the continuation of this route.

The Dade-Monroe Express service operates seven days a week from 5:15 AM to 1:10 AM. Seventeen round trips operate between the Super Wal-Mart in Florida City and Mile Marker 98 in Key Largo. All but two of these trips serve Islamorada and six trips are extended further to provide service to Marathon. The route averages 30,000 boardings per month. Additionally, the route serves John Pennekamp Coral Reef State Park on Key Largo, hotels, restaurants, and other businesses in the Florida Keys from Key Largo to Marathon (Mile Marker 50). In Florida City, the route serves the Super Wal-Mart and the City Hall area, where connections can be made to and from Metrobus routes 34, 35, 70, 38 and 344. These routes provide service to points further north, including the South Miami-Dade Busway and Metrorail.

Currently, Academy Express LLC provides the vehicles, operators, supervision and maintenance, which was previously handled by Evergreen Trails Inc. dba Horizon Coach under the Route Work and Group Travel Services contract (Request for Qualifications No. 83). However, effective January 11, 2014, Academy Express LLC purchased Evergreen Trails Inc. and assumed the responsibility of servicing this route. MDT develops and prepares the scheduling for this route. The existing contract, which expired on November 30, 2013, has been extended under RFQ No. 83 through July 31, 2014; after which time a new contract is anticipated.

This Agreement provides \$850,000.00 in additional State funding for the continued operation of the Dade-Monroe Express bus service. To date, the State's total contribution is \$2,800,000.00.

  
\_\_\_\_\_  
Alina T. Hudak  
Deputy Mayor



# MEMORANDUM

(Revised)

**TO:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**DATE:** May 6, 2014

**FROM:**   
R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Agenda Item No. 3(B)(8)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☒ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_ ) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 3(B)(8)  
5-6-14

RESOLUTION NO. \_\_\_\_\_

RESOLUTION AUTHORIZING EXECUTION OF A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT (SJPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO PROVIDE ADDITIONAL STATE FUNDING IN THE AMOUNT OF \$850,000.00 FROM ITS COMMUTER ASSISTANCE PROGRAM FOR THE CONTINUED OPERATION OF THE DADE-MONROE EXPRESS SERVICE; AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE SJPA; AND AUTHORIZING RECEIPT AND EXPENDITURE OF ANY ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE AS SPECIFIED IN THE SJPA

**WHEREAS**, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

**WHEREAS**, the State of Florida is authorized to enter into agreements to provide State funding for transportation programs and projects,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that:

Section 1. That this Board approves the agreement between Miami-Dade County and the Florida Department of Transportation, in substantially the form attached hereto and made a part hereof, to provide \$850,000.00 in State funds from its Commuter Assistance Program (CAP) for the continued operation of the Dade-Monroe Express Transit Service.

Section 2. That this Board further authorizes the Mayor, Mayor's designee, or Miami-Dade Transit Director, to execute such contracts and agreements as are approved by the County Attorney's Office; to receive and expend funds in accordance with such aforementioned contracts and agreements; to receive and expend any additional funds should they become available; and to file and execute any additional agreements, revisions, or amendments as required to carry out the projects for and on behalf of Miami-Dade County, Florida.

Section 3. That the County staff is authorized to furnish such additional information as the Florida Department of Transportation may require in connection with the application for the improvement.

The foregoing resolution was offered by Commissioner ,  
who moved its adoption. The motion was seconded by Commissioner  
and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman  
Lynda Bell, Vice Chair

Bruno A. Barreiro  
Jose "Pepe" Diaz  
Sally A. Heyman  
Jean Monestime  
Sen. Javier D. Souto  
Juan C. Zapata

Esteban L. Bovo, Jr.  
Audrey M. Edmonson  
Barbara J. Jordan  
Dennis C. Moss  
Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 6<sup>th</sup> day of May, 2014. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

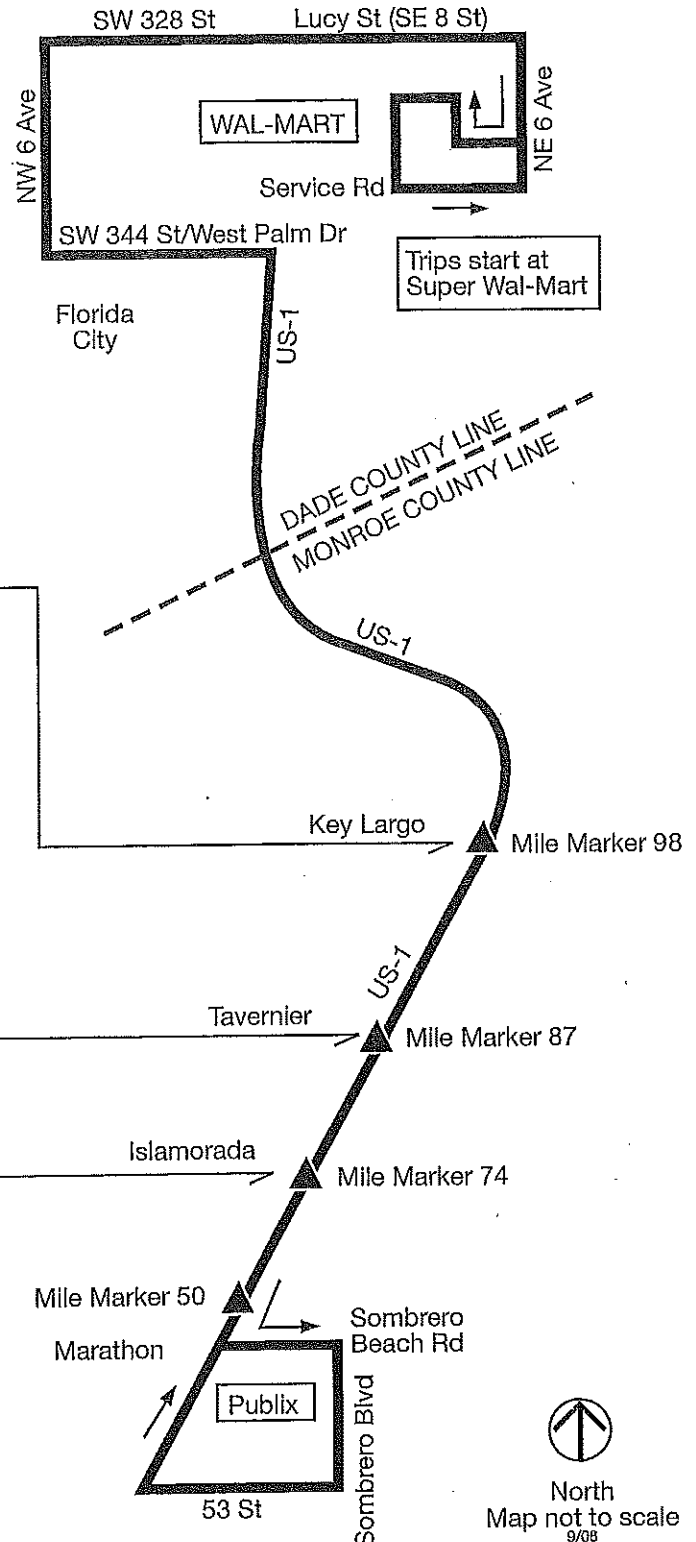
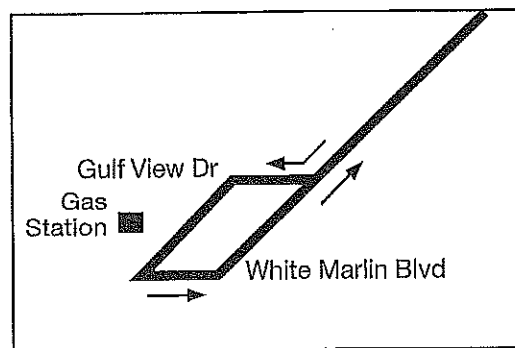
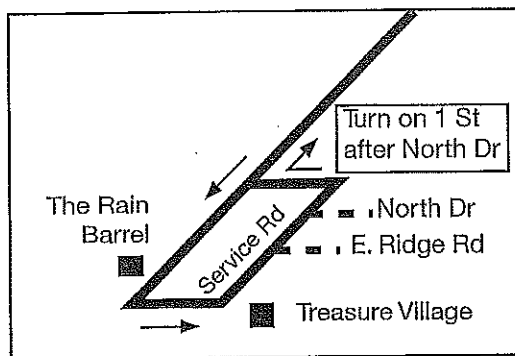
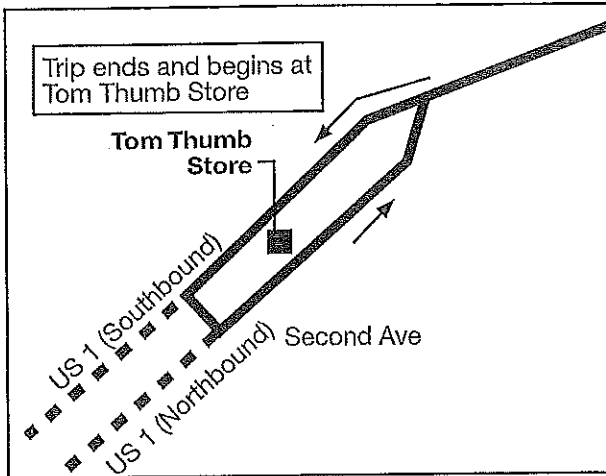
Approved by County Attorney as  
to form and legal sufficiency.  
Bruce Libhaber



# Route 301

## Dade-Monroe Express

### Express Fare



STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
PUBLIC TRANSPORTATION  
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT  
Number THREE

725-030-07  
PUBLIC TRANSPORTATION  
08/11  
Page 1 of 4

Financial Project No.: 41805128401 (Item-segment-phase-sequence)	Fund: DPTO Function: 054 Federal No.: N/A DUNS No.: N/A	FLAIR Category: 088774 Object Code: 750007 Org. Code: 55062020629 Vendor No.: F596000573129
Contract No.: APZ32		Catalog of State Financial Assistance Number: 55.007
Catalog of Federal Domestic Assistance Number: N/A		

THIS AGREEMENT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_  
by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, an agency of the State of Florida,  
hereinafter referred to as the Department, and MIAMI-DADE TRANSIT AGENCY  
701 NW 1ST COURT, SUITE 1300, MIAMI, FL 33136  
hereinafter referred to as Agency.

WITNESSETH:

WHEREAS, the Department and the Agency heretofore on the 23rd day of March, 2011,  
entered into a Joint Participation Agreement; and

WHEREAS, the Agency desires to accomplish certain project items as outlined in the Attachment "A" appended  
hereto; and

WHEREAS, the Department desires to participate in all eligible items for this project as outlined in Attachment  
"A" for a total Department Share of \$2,800,000.00

NOW, THEREFORE THIS INDENTURE WITNESSETH: that for and in consideration of the mutual benefits to flow  
from each to the other, the parties hereto agree that the above described Joint Participation Agreement is to be amended  
and supplemented as follows:

**1.00 Project Description:** The project description is amended  
to provide additional State Commuter Assistance Program funding for continued operation of the Dade-Monroe Express  
transit service seven days per week between Florida City and Marathon along US 1. State participation rate remains 60%.  
Other Agreement terms and conditions remain unchanged.

**2.00 Project Cost:**

Paragraph 3.00 of said Agreement is increased by \$1,700,000.00  
bringing the revised total cost of the project to \$5,600,000.00

Paragraph 4.00 of said Agreement is increased by \$850,000.00  
bringing the Department's revised total cost of the project to \$2,800,000.00

**3.00 Amended Exhibits:**

Exhibit(s) B of said Agreement is amended by Attachment "A".

**4.00 Contract Time:**

Paragraph 18.00 of said Agreement December 31st, 2014

**5.00 E-Verify**

**Vendors/Contractors:**

1. shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the Vendor/Contractor during the term of the contract; and
2. shall expressly require any subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.



Financial Project No. 41805128401

Contract No. APZ32

Agreement Date \_\_\_\_\_

Except as hereby modified, amended or changed, all other terms of said Agreement dated March 23rd, 2011 and any subsequent supplements shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed, the day and year first above written.

AGENCY

FDOT

MIAMI-DADE TRANSIT AGENCY

AGENCY NAME

See attached Encumbrance Form for date of Funding Approval by Comptroller

\_\_\_\_\_  
SIGNATORY (PRINTED OR TYPED)

\_\_\_\_\_  
LEGAL REVIEW  
DEPARTMENT OF TRANSPORTATION

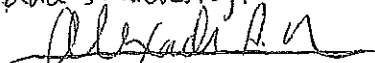
\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
DIRECTOR OF TRANSPORTATION DEVELOPMENT-D6  
DEPARTMENT OF TRANSPORTATION

\_\_\_\_\_  
TITLE

\_\_\_\_\_  
TITLE

Approved for legal form  
and sufficiency:



Alexander S. Bokor  
Assistant County Attorney

TO: PL630CD@dot.state.fl.us 14393450  
SUBJECT: FUNDS APPROVAL/REVIEWED FOR CONTRACT APZ32

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
FUNDS APPROVAL

Contract #APZ32 Contract Type: AH Method of Procurement: G  
Vendor Name: MIAMI-DADE TRANS  
Vendor ID: VF596000573129  
Beginning date of this Agmt: 03/23/11  
Ending date of this Agmt: 12/31/15  
Contract Total/Budgetary Ceiling: ct = \$2,800,000.00

\*\*\*\*\*

Description:

MDT-State Commuter Assistance Program funding to operate Dad  
e-Monroe Express bus route. 50% SPR.

\*\*\*\*\*

ORG-CODE	*EO	*OBJECT	*AMOUNT	*FIN PROJECT	*FCT	*CFDA
(FISCAL YEAR)		*BUDGET ENTITY		*CATEGORY/CAT	YEAR	
AMENDMENT ID		*SEQ.	*USER ASSIGNED ID	*ENC LINE(6S)	STATUS	

\*\*\*\*\*

Action: SUPPLEMENTAL Funds have been: APPROVED

55 062020629	*PT	*750007	*	850000.00	*41805128401	*654	*
2014		*55100100			*088774/14		
S003		*00	* THREE		*0004/04		

-----  
TOTAL AMOUNT: \*\$ 850,000.00 \*  
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FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER  
DATE: 11/12/2013

aboe, David

m: Richardson, Dionne G.  
nt: Tuesday, October 23, 2012 1:20 PM  
o: Bjornboe, David  
Subject: FW: FUNDS APPROVAL/REVIEWED FOR CONTRACT APZ32

FYI

-----Original Message-----

From: The Job FI989DKR  
Sent: Tuesday, October 16, 2012 3:01 PM  
To: Richardson, Dionne G.  
Subject: FUNDS APPROVAL/REVIEWED FOR CONTRACT APZ32

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
FUNDS APPROVAL

Contract #APZ32 Contract Type: Method of Procurement:  
Vendor Name: MIAMI-DADE TRANS  
Vendor ID: VF596000573129  
Beginning date of this Agmt: 03/23/11  
Ending date of this Agmt: 12/31/13

\*\*\*\*\*  
ORG-CODE \*EO \*OBJECT \*AMOUNT \*FIN PROJECT \*FCT \*CFDA  
(FISCAL YEAR) \*BUDGET ENTITY \*CATEGORY/CAT YEAR  
AMENDMENT ID \*SEQ. \*USER ASSIGNED ID \*ENC LINE(6S)/STATUS  
\*\*\*\*\*

Action: SUPPLEMENTAL Funds have been: APPROVED

55 062020629	*PT	*750007	*	850000.00	*41805128401	*654	*
2013		*55100100			*088774/13		
S002		*00	*	TWO	*0003/04		

-----  
TOTAL AMOUNT: \*\$ 850,000.00 \*  
-----

FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER  
DATE: 10/16/2012

Please provide us your feedback on the Contract Funds Management System.  
A survey is available at the following link:  
<http://cosharepoint.dot.state.fl.us/sites/OOC/FMO/CFM/default.aspx>  
under the Surveys tab.

Thank you in advance for your time!

e, Chris

From: The Job FI989HLR  
Sent: Wednesday, December 07, 2011 2:26 PM  
To: Dube, Chris  
Subject: FUNDS APPROVAL/REVIEWED FOR CONTRACT APZ32

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
FUNDS APPROVAL

Contract #APZ32 Contract Type: AH Method of Procurement: G  
Vendor Name: MIAMI-DADE TRANS  
Vendor ID: VF596000573129  
Beginning date of this Agmt: 03/23/11  
Ending date of this Agmt: 12/31/13  
Contract Total/Budgetary Ceiling: ct = \$1,100,000.00

\*\*\*\*\*

Description:

MDT-State Commuter Assistance Program funding to operate the Dade-Monroe Express bus route.  
50% SPR. SJPA No.1.

\*\*\*\*\*

ORG-CODE	*EO	*OBJECT	*AMOUNT	*FIN PROJECT	*FCT	*CFDA
(FISCAL YEAR)		*BUDGET ENTITY		*CATEGORY/CAT	*YEAR	
AMENDMENT ID		*SEQ,	*USER ASSIGNED ID	*ENC LINE(6S)/	*STATUS	

\*\*\*\*\*

Action: SUPPLEMENTAL Funds have been: APPROVED

55 062020629	*PT	*750007	*	850000.00	*41805128401	*654	*
2012		*55100100			*088774/12		
S001		*00	*	ONE	*0002/04		

-----  
TOTAL AMOUNT:   \*\$       850,000.00 \*  
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FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER  
DATE: 12/07/2011

Ed

The Job F1989HLR  
Wednesday, July 14, 2010 3:16 PM  
Carson, Ed  
Subject: FUNDS APPROVAL/REVIEWED FOR CONTRACT APZ32

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION  
FUNDS APPROVAL

Contract #APZ32 Contract Type: AH Method of Procurement: G  
Vendor Name: MIAMI-DADE TRANSIT  
Vendor ID: VF596000573129  
Beginning date of this Agmt: 11/08/10  
Ending date of this Agmt: 12/31/12  
Contract Total/Budgetary Ceiling: ct = \$250,000.00  
\*\*\*\*\*

Description:  
MDT-State Commuter Assistance Program funding to operate  
the Dade-Monroe Express bus route (#301). 50% SPR.  
\*\*\*\*\*  
ORG-CODE \*EO \*OBJECT \*AMOUNT \*FIN PROJECT \*FCT \*CFDA  
(FISCAL YEAR) \*BUDGET ENTITY \*CATEGORY/CAT YEAR  
AMENDMENT ID \*SEQ. \*USER ASSIGNED ID \*ENC LINE(6S)/STATUS  
\*\*\*\*\*

Action: ORIGINAL Funds have been: APPROVED

55 062020629 *PT	*750007 *	250000.00	*41805128401	*654 *
2011	*55100100		*088774/11	
0001	*00 *		*0001/04	

-----  
TOTAL AMOUNT: \*\$ 250,000.00 \*  
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FUNDS APPROVED/REVIEWED FOR ROBIN M. NAITOVE, CPA, COMPTROLLER  
DATE: 07/14/2010

Financial Project No. 41805128401

Contract No. APZ32

Agreement Date

ATTACHMENT "A"  
SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT

This Attachment forms an integral part of that certain Supplemental Joint Participation Agreement between the State of Florida, Department of Transportation and MIAMI-DADE TRANSIT AGENCY  
701 NW 1ST COURT, SUITE 1300, MIAMI, FL 33136

dated 3/23/2011

DESCRIPTION OF SUPPLEMENT (Include justification for cost change):

Additional State funding for Dade-Monroe Express operations and one-year time extension to December 31, 2014.

I. Project Cost:	As Approved	As Amended	Net Change
	\$3,900,000.00	\$5,600,000.00	\$1,700,000.00
Total Project Cost	\$3,900,000.00	\$5,600,000.00	\$1,700,000.00
II. Fund Participation:	As Approved	As Amended	Net Change
Department:	\$1,950,000.00	\$2,800,000.00	\$850,000.00
Agency:	\$1,950,000.00	\$2,800,000.00	\$850,000.00
			\$0.00
Total Project Cost	\$3,900,000.00	\$5,600,000.00	\$1,700,000.00

Comments: